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Attorney for Defendant,  
JESUS TAMAYO TAMAYO

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JESUS TAMAYO TAMAYO,  
  
Defendant.

**No. CR-S-05-113-LKK**

**STIPULATION TO CONTINUE  
SENTENCING DATE AND  
DISCLOSURE SCHEDULE;  
ORDER**

THE PARTIES TO THIS ACTION, JESUS TAMAYO TAMAYO, by and through his appointed counsel of record, Lindsay Anne Weston, and Plaintiff United States of America, through its counsel, Assistant United States Attorney Robert Twiss, hereby stipulate and request this Court continue the sentencing date scheduled in this matter on November 14, 2006, at 9:30 a.m. to January 23, 2007, at 9:30 a.m.

This is the second request for a continuance which is made by the defense. It is to allow defense counsel additional time to conduct and complete investigation of issues she deems pertinent to the sentence in this matter, more

1 specifically, information supporting undersigned defense counsel's opinion that  
2 defendant suffers acquired cognitive dysfunction/brain damage. Additionally,  
3 defense counsel is unavailable on November 14, 2006, as she has oral argument  
4 in the Ninth Circuit Court of Appeals. The basis for this continuance and the  
5 proposed dates for the disclosure and objections to the pre-sentence report have  
6 been discussed with United States Probation Officer Terry Sherbondy.  
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8 Undersigned defense counsel does not intend, absent unforeseen circumstances,  
9 to request any additional extensions for preparation.  
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12 The parties further request this Court adopt the following schedule for  
13 disclosure of and objections to the Pre-Sentence Report:  
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15 Sentencing Motions and Motions to Correct PSR:	January 16, 2007
16 Filing and Disclosure of PSR to Court and parties:	January 9, 2007
17 Counsel's written objections to PSR to Probation:	December 26, 2006
18 Proposed PSR disclosed to parties:	December 12, 2006

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1 This Stipulation is also based on all records and pleadings in this matter.

2 Resepctfully submitted,

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4 DATED: October 11, 2006

\_\_\_\_\_/s \_\_\_\_\_  
LINDSAY ANNE WESTON  
Counsel for Defendant Tamayo

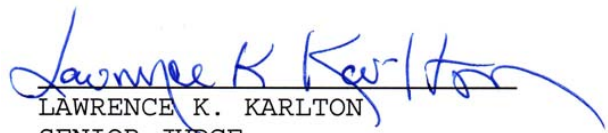
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8 DATED: October 16, 2006

/s/  
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ROBERT TWISS  
Counsel for Plaintiff  
United States of America

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15 **[PROPOSED] ORDER**

16 GOOD CAUSE APPEARING, the sentencing is continued to January 23,  
17 2007, at 9:30 a.m. and the above disclosure schedule is adopted.

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19 DATED: October 19, 2006

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23 LAWRENCE K. KARLTON  
24 SENIOR JUDGE  
25 UNITED STATES DISTRICT COURT  
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